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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Gerrit KOPPERT	Art Unit: 1638
Application No.: 10/625,628	Examiner: K. Robinson
Filed: July 24, 2003	Washington, D.C.
For: RAPHANUS WITH INCREASED ANTHOCYANIN LEVELS	Atty.'s Docket: KOPPERT1A
	Date: December 11, 2006

THE COMMISSIONER OF PATENTS
U.S. Patent and Trademark Office
Customer Service Window
Randolph Building, **Mail Stop AF**
401 Dulany Street
Alexandria, VA 22314

Confirmation No. 9050

Sir:

Transmitted herewith is a [XX] REPLY: AMENDMENT AND REMARKS in the above-identified application.

[XX] Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

[XX] No fee is required.

[ ] The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA EQUALS		SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
						RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
TOTAL	* 14	MINUS	** 25	0	x	25	$	x	50	$
INDEP.	* 1	MINUS	*** 3	0	x	100	$	x	200	$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+	180	$	+	360	$
			ADDITIONAL FEE TOTAL				$	OR TOTAL		$

/ *   If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

/ ** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[ ] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity			Other Than Small Entity		
Response Filed Within			Response Filed Within		
[ ] First	-	$ 60.00	[ ] First	-	$ 120.00
[ ] Second	-	$ 225.00	[ ] Second	-	$ 450.00
[ ] Third	-	$ 510.00	[ ] Third	-	$ 1020.00
[ ] Fourth	-	$ 795.00	[ ] Fourth	-	$ 1590.00
Month After Time Period Set			Month After Time Period Set		

[ ] Less fees ($_____) already paid for ___ month(s) extension of time on _____.

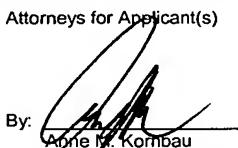[ ] Please charge my Deposit Account No. 02-4035 in the amount of $_____.

[ ] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of $ _____.

[ ] A check in the amount of $_____ is attached (check no.).

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

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ATTY.'S DOCKET: KOPPERT=1A

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REPLY: AMENDMENT AND REMARKS

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop **AF**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Replying to the Office Action mailed September 19 and the Advisory Action mailed November 1, 2006, please amend as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.